IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA



NANCYMAYER-WHITTINGTON, CLERK U.S.DISTRICT COURT

IN RE:) M.D.L. No. 1285
IN RE VITAMIN ANTITRUST LITIGATION) Misc. No. 99-0197 (TFH)
THIS DOCUMENT RELATES TO:))
PUBLIX SUPER MARKETS, INC., et al.,) Case No. 1:99CV2786 (TFH)
MEIJER, INC., et al.) Case No. 1:99CV789

STIPULATED ORDER REGARDING BRIEFING SCHEDULE ON MOTIONS TO DISMISS FILED BY J.L. "PETE" FISHER.

This Stipulation and Proposed Order is made with reference to the following facts:

- Defendant J.L. "Pete" Fisher has moved to dismiss the Complaints filed by Meijer, Inc. and Publix Super Markets, Inc.
- 2. The responses to the aforementioned Motions to Dismiss are currently due on February 24, 2000.
- 3. To accommodate conflicting schedules, as well as to provide Meijer and Publix adequate time to address the issues presented, the parties are agreeable to extend the date on which Publix and Meijer's responses are due through and including March 24, 2000.

Accordingly, IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the undersigned parties, that:

 Publix Super Markets, Inc. and Meijer, Inc. shall have through and including March 24, 2000 to file their responses to the Motions to Dismiss filed by J.L.
"Pete" Fisher.

Respectfully submitted,

Joseph M. Vanek

DAAR, FISHER, KANARIS & VANEK, P.C.

200 S. Wacker Dr., Suite 3350

Chicago, IL 60606 Phone: (312) 474-1400 Fax: (312) 474-1410

Bruce S. Sperling SPERLING & SLATER 55 W. Monroe St., Suite 3300 Chicago, IL 60606

Phone: (312) 641-3200 Facsimile: (312) 641-6492

Counsel for Publix Super Markets, Inc & Meijer, Inc.

SO ORDERED:

Thomas F. Hogan United States District Judge James R. Weiss

Elizabeth Wallace Fleming

Preston Gates Ellis & Rouvelos Meed LLP 1735 New York Ave. N.W., Suite 500

Washington, D.C. 20006-5209

Phone: (202) 628-1700 Fax: (202) 331-1024

Gordan L. Ankney Thomas J. Green Thompson Coburn LLP

One Mercantile Center, Ste. 3500

St. Louis, Missouri 63101 Phone: (314) 552-6000 Facsimile: (314)552-7000

Counsel for J.L. "Pete" Fisher

Dated: Feb. 24, 2000